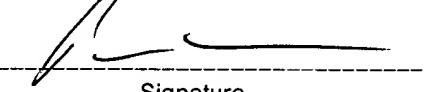


**BAKER BOTTS LLP**

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) A33403-PCT-USA-A 072854.0114
 <div style="display: flex; justify-content: space-between; width: 100%;"> <p>In re Application of Gerard A. Potter et al.</p> <p>Application Number 09/633,697 Filed August 7, 2000</p> </div> <div style="display: flex; justify-content: space-between; width: 100%;"> <p>For HYDROXYLATION ACTIVATED</p> <p>Group Art Unit 1624 Examiner McKenzie, Thomas C.</p> </div>		
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, <u>April 23, 2003</u>, rejecting the following claims: <u>37-76, 78-79, 81, and 83-86</u> and objecting to claims 65, 67-68, 70, 77, 80, and 82.</p> <hr/> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) <u>\$ 330</u>.</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <u>\$</u></p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-4377</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <p>I am the</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record. PTO Reg No.38,587</p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a).</p> <p style="text-align: right;"> Signature</p> <p style="text-align: right;">Paul A. Ragusa Typed or printed name</p> <p style="text-align: right;">10/17/2003 Date</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p>		

**NOTE:** Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. see below\*.

\*Total of \_\_\_\_\_ forms are submitted.

10/21/2003 HDENESS1 00000127.03633697

03/03/2004 SPIDERMAN 00000003 08637697

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Adjustment dates: 03/29/2004 SDIRETAA  
20/07/2003 NDEME361 00000127 09832830.00 PD